

## UNITED STATES DISTRICT COURT

for the

Eastern District of North Carolina

FILED IN OPEN COURT

ON

1/21/2015  
Julie Richards Johnston, Clerk  
US District Court  
Eastern District of NC

United States of America

v.

Lemal Demar Harper

)

)

)

Case No: 4:12-CR-67-1BO

)

USM No: 56399-056

Date of Original Judgment: November 5, 2012

)

Date of Previous Amended Judgment: \_\_\_\_\_

)

Alan DuBois

(Use Date of Last Amended Judgment if Any)

Defendant's Attorney

**ORDER REGARDING MOTION FOR SENTENCE REDUCTION  
PURSUANT TO 18 U.S.C. § 3582(c)(2)**

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

**IT IS ORDERED** that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 15 months is reduced to 10 months\*

\*On Count 4. Count 5 remains unchanged at 60 months, consecutive.

If the amount of time the defendant has already served exceeds this sentence, the sentence is reduced to a "Time Served" sentence, subject to an additional period of up to ten (10) days for administrative purposes of releasing the defendant.

(Complete Parts I and II of Page 2 when motion is granted)

Except as otherwise provided, all provisions of the judgment(s) dated November 5, 2012 shall remain in effect. **IT IS SO ORDERED.**

Order Date:

1-21-15



Judge's signature

Effective Date:

November 5, 2015

(if different from order date)

Terrence W. Boyle, U.S. District Judge

Printed name and title